

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 06-13432

FILED U.S. COURT OF APPEALS ELEVENTH CIRCUIT September 23, 2008 THOMAS K. KAHN CLERK

D. C. Docket No. 03-20078-CV-CMA

ALPHAMED PHARMACEUTICALS CORP.,

Plaintiff- Appellant-
Cross-Appellee,

JOHN, JARRETT, NOREEN AND DARREN LEZDEY,

Plaintiffs,

versus

ARRIVA PHARMACEUTICALS, INC., a California
Corporation,
f.k.a. AlphaOne Pharmaceuticals, Inc.,

Defendant- Appellee-
Cross-Appellant,

SPINELLI CORPORATION, an Arizona corporation,

Defendant-Appellee,

CTG & ASSOCIATES LLC, a Georgia limited liability
company, et al.,

Defendants.

Appeals from the United States District Court
for the Southern District of Florida

(September 23, 2008)

Before BIRCH and MARCUS, Circuit Judges and FORRESTER,* District Judge.

PER CURIAM:

Having thoroughly reviewed the record, the briefs of the parties and hearing oral argument by counsel, we AFFIRM the judgment of the district court based on its well-reasoned opinion of 26 May 2006.

*Honorable J. Owen Forrester, United States District Judge for the Northern District of Georgia, sitting by designation.